IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE SIDE

WRIT PETITION NO. 1392 OF 2007

Haribhau Raghunath Kakade.... Petitioner

versus

Deccan Education Society & ors..... Respondent.

Shri Uday Warunjikar for the petitioner
Shri Vinay D.Barwankar for Respondents 1 and 2
Shri S.K.Chinchalikar AGP for State.

CORAM; A.P. DESHPANDE, J.
DATED; 26TH JUNE, 2007

P.C.;

1. An appeal filed by the petitioner against the order of termination is pending on the file of School Tribunal. During the pendency of the appeal, the petitioner has retired from service on attaining the age of superannuation. Thereafter an application for amendment to the memo of appeal has been moved by the petitioner wherein very many reliefs are claimed. Many of which appears to be untenable. To mention few, the petitioner seeks a declaration that all the appointments made in the school after the year 1974 are null and void, the petitioner seeks a declaration that appointment of one Mr. Ingle as officiating head of the school from 3-9-79 to 4-7-86 as well as that of Head Master from 1986 onwards is null and void and

illegal. Most of the prayers made are wholly misconceived. The only relevant fact which has been brought on record is the fact that the petitioner has retired from service on a given date on attaining the age of superannuation. Perused the order passed by the school Tribunal. The same does not call for any interference. The learned counsel for the petitioner informs that as the petitioner was appearing in person before the Tribunal. The amendment application filed is devoid of any merit. However, having regard to the fact that the petitioner has retired from service on attaining the age of superannuation and having regard to the fact that the termination was effected in the year 1997, the ends of justice would be met by directing the tribunal to decide the appeal as expeditiously as possible. In the result, writ petition is dismissed. The tribunal is directed to decide the appeal as expeditiously as possible preferably within six moths from today.

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